



Office of the Governor of Guam

P.O. Box 2950 Hagåtña, Guam 96932
TEL: (671) 472-8931 • FAX: (671) 477-4826 • EMAIL: governor@mail.gov.gu

Felix Perez Camacho
Governor

Kaleo Scott Moylan
Lieutenant Governor

13 DEC 2005

The Honorable Mark Forbes
Speaker
Mina' Bente Ocho Na Liheslaturan Guåhan
155 Hessler Street
Hagåtña, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill No. 124 (EC), "AN ACT TO TRANSFER THE ABANDONED GUAM POLICE DEPARTMENT KOBAN LOCATED ADJACENT TO THE BARRIGADA COMMUNITY CENTER TO THE BARRIGADA MUNICIPAL PLANNING COUNCIL" which I signed into law on December 12, 2005, as Public Law 28-89.

Sinseru yan Magåhet,

[Handwritten signature of Felix P. Camacho]

FELIX P. CAMACHO
I Maga'låhen Guåhan
Governor of Guam

Attachment: copy attached of signed bill

cc: The Honorable Eddie Baza Calvo
Senator and Legislative Secretary

Form with fields for Senator Edward J.B. Calvo, Secretary of the Legislature, Acknowledgement Receipt, Rcv'd by: [Signature], Print Name & Initial, Date: 12-15-05

Office of the Speaker

MARK FORBES

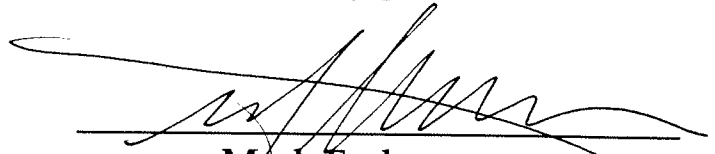
Date: 12/14/05
Time: 10:20am
Rec'd by: [Signature]
Print Name: [Signature]

28-05-0485

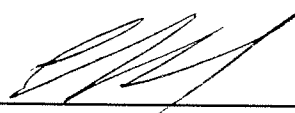
I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

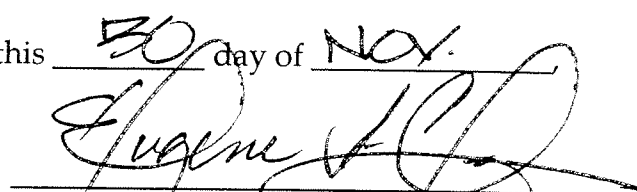
This is to certify that Bill No. 124 (EC), "AN ACT TO TRANSFER THE ABANDONED GUAM POLICE DEPARTMENT KOBAN LOCATED ADJACENT TO THE BARRIGADA COMMUNITY CENTER TO THE BARRIGADA MUNICIPAL PLANNING COUNCIL" was on the 30th day of November, 2005, duly and regularly passed.

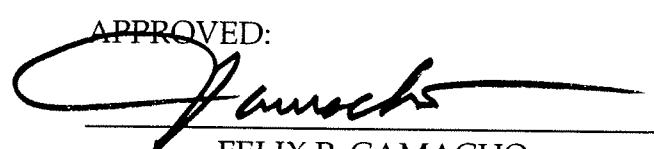

Mark Forbes
Speaker

Attested:


Edward J.B. Calvo
Senator and Secretary of the Legislature

This Act was received by *I Maga'lahaen Guåhan* this 30 day of NOV.
2005, at 5 o'clock P.M.


Assistant Staff Officer
Maga'lahaen's Office

APPROVED:

FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: 12 DEC 2005

Public Law No. 28-89

MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) Regular Session

Bill No. 124 (EC)

As amended on the Floor.

Introduced by:

L. F. Kasperbauer

Ray Tenorio

B. J.F. Cruz

F. B. Aguon, Jr.

J. M.S. Brown

Edward J.B. Calvo

Mike Cruz

Mark Forbes

R. Klitzkie

L. A. Leon Guerrero

J. A. Lujan

A. B. Palacios

R. J. Respicio

A. R. Unpingco

J. T. Won Pat

**AN ACT TO TRANSFER THE ABANDONED GUAM POLICE
DEPARTMENT *KOBAN* LOCATED ADJACENT TO THE
BARRIGADA COMMUNITY CENTER TO THE BARRIGADA
MUNICIPAL PLANNING COUNCIL.**

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Transfer of Koban Property.** *I Maga'lahaen Guåhan* is
3 hereby authorized to transfer the abandoned Guam Police Department *Koban*
4 located adjacent to the Barrigada Community Center property to the Barrigada
5 Municipal Planning Council. Upon completion of such transfer, *supra*, the
6 Barrigada Municipal Planning Council shall assume full responsibility for the
7 maintenance and upkeep of the *Koban* building.

I MINA' BENTE OCHO NA LIHESLATURAN GUAHAN

2005 (FIRST) Regular Session

Date: 11/30/05

VOTING SHEET

12:280

Bill No. 124 (EC)

Resolution No. _____

Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
AGUON, Frank B., Jr.	✓				✓
BROWN, Joanne M.S.	✓				
CALVO, Edward J.B.	✓				
CRUZ, Benjamin J.F.	✓				
CRUZ, Michael (Dr.)	✓				
FORBES, Mark	✓				
KASPERBAUER, Lawrence F.	✓				
KLITZKIE, Robert	✓				
LEON GUERRERO, Lourdes A.	✓				
LUJAN, Jesse A.	✓				
PALACIOS, Adolpho B.	✓				
RESPICIO, Rory J.	✓				
TENORIO, Ray	✓				
UNPINGCO, Antonio R.	✓				
WON PAT, Judith T.	✓				

TOTAL 14 0 0 0 1

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence

P.L. 28-89



I Mina' Bente Ocho Na Liheslaturan Guahan
The 28th Guam Legislature

155 Hesler Place
Hagatna, Guam 96910
Office (671) 472-3409 • Fax (671) 472-3510

Speaker Mark Forbes

November 7, 2005

Speaker Mark Forbes
I Mina' Bente Ocho Na Liheslaturan Guahan
155 Hesler Place
Hagatna, Guam 96910

The Committee on General & Omnibus Matters to which Bill No. 124 was referred, wishes to report its findings and recommendations **TO DO PASS BILL No. 124 (EC)**: "An Act To Transfer The Abandoned GPD Koban Adjacent To The Barrigada Community Center To The Barrigada Municipal Planning Council".

Transmitted herewith for your consideration and action is our committee report on the above subject matter.

The voting record is as follows:

 7 TO PASS
 0 NOT TO PASS
 0 TO REPORT OUT ONLY
 0 ABSTAIN
 0 INACTIVE FILE

Copies of the Committee Report and other pertinent documents are attached. Thank you and si Yu'os ma'ase for your attention to this matter.


MARK FORBES

Attachments

MEMORANDUM

TO: Committee Members

FROM: Chairman 

SUBJECT: Committee Report- BILL No. 124 (EC); "An Act To Transfer The Abandoned GPD Koban Adjacent To The Barrigada Community Center To The Barrigada Municipal Planning Council".

Transmitted herewith for your information and action is the report on BILL No. 124 (EC) from the Committee on General and Omnibus Matters.

This memorandum is accompanied by the following:

1. Committee Voting Sheet
2. Committee Report
3. BILL No. 124 (EC)
4. Public Hearing Sign-In Sheet
5. Fiscal Note/ Fiscal Note Waiver
6. Notice of Public Hearing

Please take the appropriate action on the voting sheet. Your attention and cooperation in this matter is greatly appreciated.

Should you have questions regarding the report or accompanying documents, please do not hesitate to contact me.

Thank you and si Yu'os ma'ase.

MARK FORBES

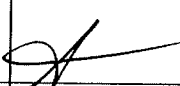
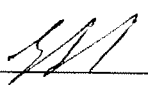

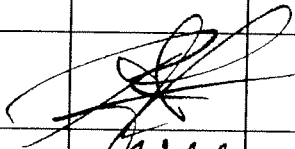



Attachments

COMMITTEE ON GENERAL AND OMNIBUS MATTERS

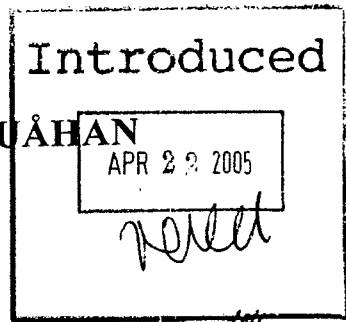
I MINA'BENTE OCHO NA LIHESLATURAN GUÁHAN
155 HESLER PLACE, HAGÁTNA, GUAM 96910

An Act To Transfer The Abandoned GPD Koban Adjacent To The Barrigada Community Center To The Barrigada Municipal Planning Council.

VOTING SHEET

	SIGNATURE	TO PASS	NOT TO PASS	TO REPORT OUT OF COMMITTEE	ABSTAIN	INACTIVE FILE
Mark Forbes, Chairman		✓				
Edward J.B. Calvo		✓				
Lawrence F. Kasperbauer, Ph.D.		✗				
Jesse A. Lujan						
Ray Tenorio		✓				
Michael Cruz, M.D.		✓				
Lou A. Leon Guerrero		✓				
Judith T. Won Pat		✓				
Benjamin J.F. Cruz						

MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) Regular Session



Bill No. 124 (a)

Introduced by:

[Handwritten initials]
L.F. Kasperbauer

**AN ACT TO TRANSFER THE ABANDONED GPD KOBAN
ADJACENT TO THE BARRIGADA COMMUNITY CENTER
TO THE BARRIGADA MUNICIPAL PLANNING COUNCIL.**

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Transfer of Koban property.** *I Maga'lahen Guåhan* is
3 hereby authorized to transfer the abandoned Guam Police Department Koban
4 located adjacent to the Barrigada Community center property to the Barrigada
5 Municipal Planning Council. Upon completion of such transfer, *supra*, the
6 Barrigada Municipal Planning Council shall assume full responsibility for the
7 maintenance and upkeep of the Koban building.

**I MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN
COMMITTEE ON GENERAL & OMNIBUS MATTERS
SPEAKER MARK FORBES, CHAIRMAN**

COMMITTEE REPORT

ON

BILL NO. 124 (EC)

An Act To Transfer The Abandoned GPD Koban Adjacent To The Barrigada Community Center To The Barrigada Municipal Planning Council.

I. OVERVIEW

The Committee on General and Omnibus Matters held a public hearing at 9:00 a.m. on September 2, 2005 in the Public Hearing Room, I Liheslaturan Guåhan. Public notice was given to all media (see facsimile confirmation page) on August 26 and August 29, 2005 and posted in the Pacific Daily News on September 5, 2005 on page 7.

Senators present at the public hearing were:

Speaker Mark Forbes, Chairman
Senator Lawrence F. Kasperbauer, Ph.D., Member
Senator Jesse A. Lujan, Member
Vice Speaker Joanne M.S. Brown
Senator Antonio R. Unpingco
Senator Robert Klitzkie
Senator Frank B. Aguon, Jr.
Senator Adolpho B. Palacios, Sr.

II. SUMMARY OF TESTIMONY

Individuals that appeared before the Committee to present oral and written testimony on the bill were as follows:

Frank Ishizaki, Chief of Police, Guam Police Department, oral and written testimony against Bill No. 124. Mr. Ishizaki was present at the public hearing to provide only information about the Koban, although later submitted written testimony on the position of the department. He said that GPD has issued a Memorandum of Understanding with the mayors on the conditional use of the Kobans. He said the department is opposed to Bill No. 124. At the public hearing he said that GPD is reserving the right to utilize the facilities in the near future. He said situations may change in our government and with a shift in the population. He said GPD is currently rebuilding its department, hiring new recruits and hiring new personnel.

Discussion:

Senator Kasperbauer said residents in the community have approached him to complain of the deterioration and the abandonment of the Koban in Barrigada. He said community residents are interested in putting the facility to good use, rather than letting the building deteriorate further.

Senator Klitzkie asked if the Kobans were ever manned? Chief Ishizaki said that the Kobans have not been manned under his administration of the department. He said that the conception of the Kobans was a novel idea and he had no idea of the changing demographics of the island and thereby the need to operate the Kobans with a low population was futile. The need for more patrols and police presence was needed in other areas, causing the Kobans to shut down. He said the Kobans are usually built and operated around high density communities.

Written testimony submitted;

Jesse Palican & June Blas, Mayor, Vice Mayor, Barrigada, in support of Bill No. 124 (see attachment).

III. FINDINGS AND RECOMMENDATION

The Committee on General and Omnibus Matters finds that the intent of Bill No. 124 would authorize the Governor of Guam to transfer the Guam Police Koban adjacent to the Barrigada Community Center to the Barrigada Mayor's Municipal Planning Council. The committee finds the current use of the facility has been abandoned for several years and the building is in deterioration. The Municipal Planning Council has interest in maintaining this government structure and has propose use for the building in the event the Koban is transferred to the Municipal Planning Council. The committee further finds that the Guam Police Department continues to claim future plans to return to the Koban, although could not provide a specific date. The Committee finds GPD's discretion of the Koban's future use valid, and the Koban, being a government structure, belongs to the government and not one single entity or department. The Koban could be better used by the community during the duration that GPD reorganizes its department and presents the legislature with permanent plans to operate the Kobans.

Accordingly, the Committee on General and Omnibus Matters to which BILL No. 124 (EC) was referred does hereby submit its findings and recommendations to I Mina' Bente Ocho Na Liheslaturan Guåhan **TO DO PASS BILL No. 124 (EC)**, "An Act To Transfer The Abandoned GPD Koban Adjacent To The Barrigada Community Center To The Barrigada Municipal Planning Council."

AGENDA

COMMITTEE ON GENERAL & OMNIBUS MATTERS, and EXECUTIVE COMMITTEE

Public Hearing
Friday, September 02, 2005, 9:00 a.m.

The following Bills will be heard;

Bill No. 85 (EC) - by Mark Forbes

An Act To appropriate Ten Thousand Dollars From The Carry-Over Funds Assigned To The Office Of Speaker Mark Forbes To The Department Of Public Works For The Purpose Of Repairing The Pothole On Marine Corps Drive Located In The Vicinity Of Blockbuster Video In Tamuning.

Bill No. 124 (EC) - by L. F. Kasperbauer

An Act To Transfer The Abandoned GPD Koban Adjacent To The Barrigada Community Center To The Barrigada Municipal Planning Council.

Bill No. 127 (EC) - by J. A. Lujan

An Act To Authorize The Chamorro Land Trust Commission To Release And Convey Title To Lot 14-Newnew3, Block 24, Municipality Of Hagåtña To The Guam Housing And Urban Renewal Authority.

Bill No. 143 (EC) - by the Committee on Calendar, by request of by request of I Maga'lahaen Guåhan, the Governor of Guam, in accordance with the Organic Act of Guam, as amended.

An Act To Amend 12 GCA Chapter 78 Designating The Guam Economic Development And Commerce Authority As The Local Redevelopment Authority For Base Realignment And Closure (BRAC) Activities And To Require GEDCA To Dispose Of Properties Obtained Under BRAC As Mandated Under 21 GCA Chapter 80 Which Establishes The Guam Ancestral Lands Commission.

Bill No. 147 (LS) - By F. B. Aguon, Jr.

An Act Relative To Restricting Any Sale Of The Government Of Guam Real Property Identified As Lot No. 5140-1-1 And Lot No. 5140-1-R1, Both Located In The Municipality Of Dededo, Guam (Aka Tumon, Guam) Upon Which Guma Trankilidat Is Located; Further Insuring That The Property Remain With The People Of Guam For The Benefit Of Our Island's Manamkos, Senior Citizens; And Designating Said Property As "I Tano Para I Manamko Guåhan".

Bill No. 149 (LS) - By L. F. Kasperbauer

An Act To Authorize I Maga'lahaen Guåhan To Sell The Easement Known As The "Government Alley" That Is Bound By Esperanza Street On The North, The Metes And Bounds Of The Western Boundary Of Lot 1324, The Metes And Bounds Of Northeast Boundary Of Lot 1324-2-1 And The Metes And Bounds Of The South East Boundary Of Lot 1324-1-1 All In The Municipality Of Agaña With A Total Area Of Seventeen And Seventy-Five Hundredths Plus Or Minus Square Meters (17.75 + Sq. Meters) To Mr. Michael P. Flaherty For Its Appraised Fair Market Value

Bill No. 150 (LS) - by Ray Tenorio

An Act To Add A New §8104 To Chapter 8, Division 4, Title 2 Guam Administrative Rules And Regulations Relative To The Transfer Of All Surplus And Excess Computers From All Branches Of The Government Of Guam To The Government Of Guam General Service Administration For Further Transfer To The Department Of Education And The Guam Public Library.

Bill No. 159 (EC) - by J. M.S. Brown

An Act To Add A New §1103.3 To Chapter 1 Of Title 4 Guam Code Annotated To Provide Visible Identification For Government Of Guam Owned Or Leased Vehicles.

Bill No. 172 (EC) – By L. F. Kasperbauer

An Act To Place The Former Inarajan Elementary School Facility Under The Administrative Jurisdiction Of The Inarajan Mayor's Office.

Bill No. 175 (EC) – by A. R. Unpingco

An Act To Set Aside No Less Than 26± Acres Of Land Area Within The Boundaries Of Lot No. 10142-New, Located In The Municipality Of Dededo, And To Authorize The Governor To Transfer The Property To Guam Little League Baseball Incorporated For The Purpose Of Constructing The Asia-Pacific Baseball Stadium.

Bill No. 178 (EC) – by J. M.S. Brown

An Act To Deappropriate Fifty Thousand Dollars (\$50,000.00) From The Sums Appropriated To I Liheslatura For Fiscal Year 2005 And To Reappropriate Said Sum To The Department Of Agriculture For The Sole Purpose Of Hiring An Attorney For Fiscal Years 2006 And 2007

Bill No. 179 (EC) – by A. B. Palacios, Sr.

An Act To Add A New Chapter 23 To Title 1, Guam Code Annotated, Relative To The Removal Of Elected Officials.

Bill No. 182 (EC) – by F. B. Aguon, Jr.

An Act To Add A New Section §834.3 To Title 1, Guam Code Annotated, To Designate Route 8 As "Purple Heart Memorial Highway" To Honor And Pay Special Tribute To All Recipients Of The Military Order Of The Purple Heart, Members Of The United States Armed Services Who Have Been Wounded Or Killed In Action Thus Making The Ultimate Sacrifice In The Protection Of Freedom And Liberty.

Bill No. 184 (EC) – by R. Klitzkie

An Act To Add A New 17 GCA Ch. 7 §7115 To Create The "Every Child Is Entitled To An Adequate Public Education Act Fund," To Add A New 17 GCA Ch. 7 §7116 To Authorize The Superintendent To Accept Donations From Individuals And Organizations For Deposit To The Fund, To Add A New 17 GCA Ch. 7 §7117 Requiring The Publication Of The Details Of Expenditures From The Fund To Be Published On The Guam Public School System's Website And To Deappropriate One Hundred Thousand Dollars (\$100,000.00) From The Sums Appropriated To I Liheslatura And To Reappropriate Said Sum To The "Every Child Is Entitled To An Adequate Public Education Fund."

Bill No. 185 (EC) – By J. A. Lujan

An Act To Zone Lot No. 5049-2-1, Municipality Of Tamuning.



I Mina' Bente Ocho Na Liheslaturan Guahan
The 28th Guam Legislature

155 Hesler Place
Hagatna, Guam 96910
Office (671) 472-3409 • Fax (671) 472-3510

Speaker Mark Forbes

WAIVER OF FISCAL NOTE

In accordance with §9105 Title 2 GCA, I hereby certify that prompt committee action on Bill 124 is necessary to the proper conduct of legislative business. Therefore, I am waiving requirement of a fiscal note on Bill 124.

MARK FORBES
Speaker and Chairman,
Committee on General and Omnibus Matters



I Mina' Bente Ocho Na Liheslaturan Guahan
The 28th Guam Legislature

155 Hesler Place
Hagatna, Guam 96910
Office (671) 472-3409 • Fax (671) 472-3510

Speaker Mark Forbes

FACSIMILE

Date: August 26, 2005 **Time:**

Fax No.: 477-3079 **No. of Pages:**

To: PDN Government Meetings

From: The Office of Speaker Mark Forbes

Re: Public Hearing Notice- Friday, September 02, 2005

Note: We would like to reserve space in the government meeting notice section of the Pacific Daily News for Saturday, August 27, Monday, August 29, Tuesday, August 30, Wednesday, August 31, Thursday, September 01, and Friday, September 02, 2005 to read:

“Committee on General and Omnibus Matters & Executive Committee: Public Hearing, Friday, September 02, 2005, 9:00 A.M., Public Hearing Room, Temporary Legislative Building, Hagatña, Guam. The following Bills will be heard;

Bill No. 85 (EC) - by Mark Forbes

An Act To Appropriate Ten Thousand Dollars From The Carry-Over Funds Assigned To The Office Of Speaker Mark Forbes To The Department Of Public Works For The Purpose Of Repairing The Pothole On Marine Corps Drive Located In The Vicinity Of Blockbuster Video In Tamuning.

Bill No. 124 (EC) - by L. F. Kasperbauer

An Act To Transfer The Abandoned GPD Koban Adjacent To The Barrigada Community Center To The Barrigada Municipal Planning Council.

Bill No. 127 (EC) - by J. A. Lujan

An Act To Authorize The Chamorro Land Trust Commission To Release And Convey Title To Lot 14-Newnew3, Block 24, Municipality Of Hagatña To The Guam Housing And Urban Renewal Authority.



I Mina' Bente Ocho Na Liheslaturan Guahan
The 28th Guam Legislature

155 Hesler Place
Hagatna, Guam 96910
Office (671) 472-3409 • Fax (671) 472-3510

Speaker Mark Forbes

FACSIMILE

Date: August 29, 2005

Time:

Fax No.: 477-3079

No. of Pages:

To: PDN Government Meetings

From: The Office of Speaker Mark Forbes

Re: Public Hearing Notice- **Friday, September 02, 2005**

Note: We would like to reserve space in the government meeting notice section of the Pacific Daily News for Tuesday, August 30, Wednesday, August 31, Thursday, September 01, and Friday, September 02, 2005 to read:

“Committee on General and Omnibus Matters & Executive Committee: Public Hearing, Friday, September 02, 2005, 9:00 A.M., Public Hearing Room, Temporary Legislative Building, Hagatña, Guam. The following Bills will be heard;

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I Mina' Bente Ocho Na Liheslaturan Guahan
The 28th Guam Legislature

155 Hesler Place
Hagatna, Guam 96910
Office (671) 472-3409 • Fax (671) 472-3510

Speaker Mark Forbes

Facsimile

Date: August 26, 2005

Time:

To: ALL MEDIA:

Fax No.:	Pacific Daily News;	477-3079	KUAM;	637-9870
	Mariana's Variety;	648-2007	K-57/Power 98;	477-3982
	K-Stereo;	477-6411	Hit Radio 100;	472-7663
	Glimpses;	649-8883	Adventist World Radio	565-2983
	Harvest Family Radio	477-7136	KPRG	734-2958
	KISH	477-6411	Rlene Live	477-7845

From: The Office of Speaker Mark Forbes

Re: Public Hearing Notice- Friday, September 02, 2005

Note: Attached is a public hearing notice for September 02, 2005 and for your perusal.

Should there be a problem with the transmittal of this fax please contact our office at 472-3409.

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No. of Pages:



I Mina' Bente Ocho Na Liheslaturan Guahan
The 28th Guam Legislature

155 Hesler Place
Hagatna, Guam 96910
Office (671) 472-3409 • Fax (671) 472-3510

Speaker Mark Forbes

Facsimile

Date: August 29, 2005

Time:

To: ALL MEDIA:

Fax No.:	Pacific Daily News;	477-3079	KUAM;	637-9870
	Marianas Variety;	648-2007	K-57/Power 98;	477-3982
	K-Stereo;	477-6411	Hit Radio 100;	472-7663
	Glimpses;	649-8883	Adventist World Radio	565-2983
	Harvest Family Radio	477-7136	KPRG	734-2958
	KISH	477-6411	Rlene Live	477-7845

From: The Office of Speaker Mark Forbes

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Note: Attached is a public hearing notice for September 02, 2005 and for your perusal.

Should there be a problem with the transmittal of this fax please contact our office at 472-3409.

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No. of Pages:

Activity Report

Date/Time
Local ID
Local Name
Company Logo

8-29-05; 1:42PM
4723510
Guam Legislature

Calling **

No.	Doc	Remote Station	Start Time	Duration	Pages	Mode	Comments	Results
1	21	sen frank aguon	8-26-05; 2:53PM	1'42"	4/ 4	EC	RE	CP 28.8
2	21	sen m cruz	2:55PM	0"	1/ 4		RE	056D
3	23	pdn	2:57PM	2'47"	4/ 4	EC	BC	CP 9600
4	23	marianas variety	3:01PM	2'42"	4/ 4	EC	BC	CP 12.0
5	23	kuam	3:05PM	1'56"	4/ 4	EC	BC	CP 14.4
6	23	hit radio	3:08PM	1'40"	4/ 4	EC	BC	CP 28.8
7	21	klitzkie	3:10PM	0"	-/ 4		BC	056A
8	23	guam business	3:12PM	0"	-/ 4		BC	056D
9	23	power ninty eight	3:19PM	0"	-/ 4		BC	056B
10	23	k stereo/kish	3:29PM	0"	-/ 4		BC	056A
11	23	world radio	3:30PM	0"	-/ 4		BC	056B
12	23	family radio	3:30PM	0"	-/ 4		BC	056B
13	23	kprq	3:31PM	0"	-/ 4		BC	056B
14	23	riene steffy	3:31PM	0"	-/ 4		BC	056B
15	24	pdn	3:32PM	1'52"	3/ 3	EC		CP 14.4
16	28		3:34PM	36"	1/ 1	EC		CP 26.4
17	29	96479224	3:35PM	1'08"	1/ 1	EC		CP 14.4
18	30	94727951	3:36PM	1'06"	1/ 1	EC		CP 24.0
19	31	94774826	3:38PM	45"	1/ 1	EC		CP 16.8
20	32	96462335	3:39PM	29"	1/ 1	EC		CP 28.8
21	33	94779402	3:40PM	30"	1/ 1	EC		CP 26.4
22	34	94770883	3:41PM	29"	1/ 1	EC		CP 28.8
23	35	94737024	3:41PM	1'08"	1/ 1	G3		CP 9600
24	36	94772689	3:43PM	60"	1/ 1	EC		CP 12.0
25	37	94725003	3:44PM	25"	1/ 1	EC		CP 28.8
26	41	97344130	3:46PM	1'17"	1/ 1	EC		CP 9600
27	39	GUAM ATTY GEN'L	3:48PM	59"	1/ 1	EC		CP 9600
28	38	94778777	3:49PM	0"	-/ 1			056D
29	42	96469403	3:50PM	44"	1/ 1	EC		CP 24.0
30	43	96440010	3:52PM	35"	1/ 1	EC		CP 24.0
31	79		4:09PM	34"	1/ 1	EC		CP 28.8
32	81	94778777	4:13PM	1'18"	1/ 1	G3		0223 9600
33	85	94778777	4:20PM	1'57"	1/ 1	G3		1 0223 4800 1 056B
34	92	klitzkie	8-29-05; 9:15AM	0"	-/ 1			CP 19.2
35	97	sen m cruz	10:51AM	57"	2/ 2	EC		CP 26.4
36	99	clerks	10:53AM	44"	2/ 2	EC		CP 28.8
37	103		1:30PM	44"	1/ 1	EC		CP 28.8
38	105	GPD CHIEFS OFFICE	1:31PM	27"	1/ 1	EC		CP 28.8
39	106	BARRIGADA MAYORS.	1:31PM	49"	-/ 1	EC		0511
40	107	94778082	1:32PM	52"	1/ 1	EC		CP 12.0
41	106	BARRIGADA MAYORS.	1:34PM	43"	1/ 1	EC	RE	CP 14.4
42	110	94727565	1:35PM	1'01"	1/ 1	EC		CP 28.8
43	111	94774826	1:36PM	54"	-/ 1	EC		0513 19.2
44	115	94759165	1:37PM	50"	-/ 1	EC		0513 31.2
45	116	94770883	1:39PM	27"	1/ 1	EC		CP 28.8
46	115	94759165	1:40PM	36"	1/ 1	EC	RE	CP 24.0
47	111	94774826	1:40PM	1'02"	1/ 1	EC	RE	CP 28.8

Total 52

** Called **

No.	Doc	Remote Station	Start Time	Duration	Pages	Mode	Comments	Results
1	77	671 4778082	8-26-05; 3:55PM	4'11"	2	EC		CP 12.0
2	88	6714775637	8-28-05; 3:00PM	2'23"	1	G3		CP 4800
3	90	6716478860	11:23PM	3'20"	1	EC		CP 21.6

Total 4

Notes :

EC: Error Correct
BC: Broadcast Send
CP: Completed
HS: Host Scan
HF: Host Fax

RE: Resend
MP: Multi-Poll
RM: Receive to Memory
HP: Host Print
HR: Host Receive

PD: Polled by Remote
PG: Polling a Remote
DR: Document Removed
FO: Forced Output
FM: Forward Mailbox Doc.

MB: Receive to Mailbox
PI: Power Interruption
TM: Terminated by user
WT: Waiting Transfer
WS: Waiting Send

Forbes: GWA, DPW need to team up to fix potholes

By Katie Worth

Pacific Daily News

kworth@guampdn.com

The public hearing came just days after it was discovered that the Federal Highway Administration wrote a letter to Public Works early last month threatening to withhold future funding if the government of Guam doesn't fix the pothole problems.

The letter was made public through the attorney general's office, not the Public Works department. Forbes said he was upset that the letter wasn't made public earlier. "If they received this letter three or four weeks ago, I never heard about it, and I talk to these guys all the time," he said. "They have an absolute obligation to tell the public about it."

Yesterday, Attorney General Douglas Moylan wrote the Federal Highway Administration's territorial representative, letting her know of his office's investigation into the matter and asking for the agency's recommendations on the proper repair to road surfaces in climates such as Guam's.

The Legislature plans to appropriate some funds for road maintenance this year, Forbes said. But he said it became clear from the testimony of Gagarin and utilities czar John Benavente that the primary problem has been a lack of coordination between Waterworks and Public Works.

Guam has a pothole problem — not because there's a lack of funding to fix the problem, but because government agencies don't communicate with each other. This became clear at a public hearing yesterday, in which lawmakers grilled Public Works officials about potholes.

Public Works Chief Engineer Mark Gagarin said the primary barrier to fixing the roads has been coordinating with Guam Waterworks Authority — the primary cause of the potholes. "So much of this could be solved by the simple act of working in concert," said legislative Speaker Mark Forbes. "Just getting these two agencies to coordinate is half the battle."

Potholes have plagued island drivers for years, but the issue has been in the spotlight lately because the attorney general launched an investigation into whether anyone can be held accountable for the pothole problem.

Yesterday's hearing was on a bill that would require mayors' certification that roads have been fixed before money is released to government agencies and contractors who break into the roads.

BILLS

These are some of the bills considered in a public hearing of the Legislative Committee on General and Omnibus Matters yesterday:

- ▲ Bill 75: Would end the two-term limit for the elected public auditor.
- ▲ Bill 96: Would require all elected officials and any appointed official to attend an ethics in government program at the University of Guam.
- ▲ Bill 104: Establishes a performance bond requirement for whoever runs the new landfill. The system would provide money to the community if the landfill harms public health or contaminates the environment.
- ▲ Bill 132: The "Independent Counsel"

Act of 2005," establishing procedures to choose a special prosecutor in the case of prosecution against the attorney general. In the case of an acquitted, the prosecution would pay for the defense's (attorney general's) legal costs.

- ▲ Bill 152: Creates the position of vice mayor for the villages of Yigo and Mangilao.

WHAT'S NEXT

The committee will hold another public hearing on Bills 85, 124, 127, 143, 147, 149, 150, 159, 172, 175, 178, 182 and 184 beginning at 9 a.m. today in the legislative public hearing room. To view these bills in their entirety, visit the Guam Legislature Web site at www.guamlegislature.com.

!al



DATE
Guitar Tour Packs
backline & sundries!

sale
259



SS

sale
299



1el Mixer

digital effects



JESSIE B. PALICAN
MAYOR

MUNICIPALITY OF BARRIGADA

OFFICE OF THE MAYOR & VICE MAYOR
124 Luayao Lane, Barrigada, Guam 96913



JUNE U. BLAS
VICE MAYOR

Office of the Speaker

MARK FORBES

Date: 9/08/05

Time: 12:50

Rec'd by: [Signature]

Print Name: COPY TORRES

September 7, 2005

The Honorable Mark Forbes
Speaker & Chairman
Committee on General & Omnibus Matters
TWENTY-EIGHTH GUAM LEGISLATURE
155 Hesler Street, Hagatna Guam

Dear Mr. Chairman,

This is to provide testimony in support of the passage of Bill No. 124, An act to transfer the abandoned GPD KOBAN adjacent to the Barrigada Community Center to the Barrigada Municipal Planning Council, with the following amendments:

- 1) that transfer of title be given to the Barrigada Mayor's Office, consistent with titles of public properties held in the municipality of Barrigada;
- 2) that a \$40,000 appropriation from the 'Safe Home, Safe Streets Fund' be made to the Barrigada Mayor's Office for the express purpose of renovating the KOBAN for multiple community use(s).

Pursuant to federal rules and regulations, the renovation of the Police KOBAN is ineligible for public assistance funds due to its state of disrepair prior to Typhoon Pongsona. The proposed appropriation is based on a Dept of Public Works Repair and Cost Estimate (copy attached).

Since January, our office has received numerous requests regarding this unused public asset, which resulted in a 'Memorandum of Agreement,' between the Barrigada Mayor's Office and the Guam Police Department, executed on July 5, 2005 (copy attached). The language contained herein is consistent with the purpose and intent of Bill 124.

We would like to thank the Bill's author, the Chairman for conducting this hearing and we humbly ask Senators to support the passage of Bill No. 124, with amendments.

Very truly yours,

[Signature]
JESSIE B. PALICAN

[Signature]
JUNE U. BLAS



JUL 06 2005

MEMORANDUM

To: Jessie B. Palican
Mayor of Barrigada

From:  Michael James,
Acting Director

Subject: **Repair of Basketball Court, Tennis Court and GFD Koban in Barrigada.**


Buenas! Per your request, below is our estimated costs for the repair of the following:

1. Basketball Court our cost is \$20,000.00 for the following scope of work:
 - a. Water blast & repair concrete cracks.
 - b. Pour 1 ½" thick concrete topping and paint with synpave/flexipave.
 - c. Repaint marking lines, to match existing.
 - d. Provide and install eight (8)- 1,000 watts metal halide lighting fixtures and arms, with electrical electrical wirings, conduits & circuit breakers, complete and ready for use.
 - e. Submit shop drawings.

2. Tennis Court our cost is \$ 8,000.00 for the following scope of work:
 - a. Water blasting and repair of concrete cracks.
 - b. Pour 1 ½" thick concrete topping and paint with synpave/flexipave.
 - c. Repaint marking lines, to match existing

3. GFD Koban, our cost is \$37,500.00
 - a. Repair of 285 SF ceiling tiles.
 - b. Provide & install one (1) aluminum metal door.
 - c. Remove & replace two (2) window type AC units.
 - d. Remove & replace 285 SF vinyl floor tiles.

- d. Remove & replace 285 SF vinyl floor tiles.
- e. Replace five(5) typhoon shutters.
- f. Replace roof tiles
- g. Water blast & paint walls, primer plus two coats.
- e. Re-align two (2) downspout .
- f. Electrical works. Submit shop drawings.

Should you have any questions, please call Faustino Punsalan at 646-3230, Engineer-In-Charge, CQC, or Liberty A. Perez, P.E., Acting Chief Engineer, Division of Capital Improvement Projects at 646-3117/3217, or send as an e-mail at laperez @mail gov. gu. 

FPunsalan:LAP
06/30/05

cc: *Dir's Chrono*
Deputy Director
COE -CIP
CQC/file
CAT-V

EXHIBIT A

MEMORANDUM OF AGREEMENT

This **MEMORANDUM OF AGREEMENT** is being entered into between the Mayor of the Municipality of Barrigada and the Municipal Planning Council, hereinafter referred to as "MAYOR" and the Guam Police Department, hereinafter referred to as "DEPARTMENT", this 5th day of July, 2005, in the city of Barrigada, Guam.

RECITALS

WHEREAS, the Department has current jurisdiction over the KOBAN which is located within the immediate proximity of the Mayor's Office in the municipality of Barrigada; and

WHEREAS, the Mayor has identified plans for utilization of this KOBAN for the residents of his municipality; and

WHEREAS, the Mayor is eager and willing to utilize the KOBAN at the earliest possible time; and

WHEREAS, the Department has not used the KOBAN for police-related activities for several years; and

WHEREAS, the Department has also no immediate plan to utilize the KOBAN; and

WHEREAS, the Department is willing to allow utilization of the KOBAN by the Mayor for the immediate usage by the residents of the municipality; and

WHEREAS, the Mayor is willing to return possession and usage of the KOBAN if and when the Department requests for the return of the facility to the Guam Police Department in order to meet the needs of the agency.

NOW, THEREFORE, that in consideration of the covenants and agreements herein contained, it is hereby agreed by the parties as follows:

A. **The Department:**

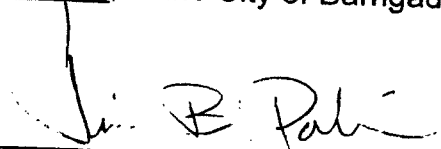
1. Shall grant the Mayor exclusive use of the KOBAN free of cost for the duration of this Agreement.
2. Shall authorize the utilization of the KOBAN upon the execution of this Memorandum of Agreement by both parties.
3. Shall provide notice of one hundred eighty (180) days to the Mayor of the Department's intent to resume possession of the KOBAN to meet the operational demand and need of the Department.

4. Shall communicate to the Mayor formally and in writing of the Department's intention to regain possession of the KOBAN.


B. The **Mayor**:

1. Shall accept possession and operation of the KOBAN upon the execution of this Memorandum of Agreement by both parties.
2. Shall accept the KOBAN in its present state, and return the KOBAN in the same condition or better upon expiration or termination of the Agreement.
3. Shall make, at its sole cost and expense, all repairs necessary to maintain the plumbing, electrical system, windows, floors, and all other items which constitute a part of the KOBAN.
4. Shall assume responsibility for the installation and payment of all utilities for the KOBAN for the duration of this Agreement.
5. Shall assume responsibility for the maintenance, upkeep, and routine repair of the KOBAN.
6. Shall voluntarily vacate and transfer possession and operation of the KOBAN within the stipulated one hundred eighty (180) days formal notification period.
7. Shall make no permanent alterations, additions or improvements to the KOBAN without prior written consent of the Chief of Police or his authorized representative.
8. Shall indemnify and hold harmless the Department from any and all claims, liabilities, suits, actions, fines, penalties, accidents, deaths or personal injuries, or damages or loss or theft of properties, which shall occur in or about the KOBAN.

IN WITNESS WHEREOF, the parties hereinafter referred to in this Agreement hereby affix their signature to this Memorandum of Agreement on this 5th day of July, in the City of Barrigada, in the year of our Lord 2005.



Mayor, Municipality of
Barrigada



Chief of Police
Guam Police Department

7/5/05
DATE

7/5/05
DATE



GUAM POLICE DEPARTMENT



FELIX P. CAMACHO
Governor of Guam

Government of Guam
Bldg No. 233, Central Avenue, Tiyan, Guam 96913
Telephone: (671) 475-8473 (Switchboard); (671) 475-8508 / 8509 / 8512
Fax: (671) 472-4036

FRANKIE T. ISHIZAKI
Chief of Police

KALEO S. MOYLAN
Lieutenant Governor

MAJOR JOAQUIN G. REYES
Acting Police Commander

September 8, 2005

The Honorable Mark Forbes
Speaker, 28th Guam Legislature
155 Hesler Place
Hagatna, GU 96910

Dear Speaker Forbes:

RE: Bill No. 124 (EC)


The community-policing concept behind the construction of the *koban* structures was never fully realized due to the economic downturn over a decade ago. Although some of these police outposts were never fully utilized before, I still believe that the Guam Police Department should retain administrative ownership of these buildings.

Certainly, we expect to continue to train and hire more officers. As we attain the ability to deploy more officers out in the field, the need for the *kobans* becomes even more important in the future.

This contingency need had prompted me to initiate a Memorandum of Agreement (MOA) with the Mayors. In that MOA, it gives the Mayors conditional use and maintenance of the *koban*, with adequate notice to vacate the premises. (See MOA).

Regrettably, the men and women of the Guam Police Department oppose the transfer of the Barrigada *Koban* to the Barrigada Municipal Planning Council.

Sincerely,


FRANKIE T. ISHIZAKI

Office of the Speaker

MARK FORBES

Date: 9/9/05
Time: 11:05am
Rec'd by: Justice
Print Name: _____

Attachment
FTI:scr

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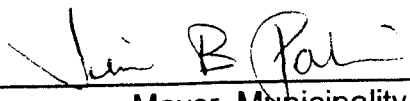
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Mayor, Municipality of
Barrigada



Chief of Police
Guam Police Department

7/5/05

DATE

7/5/05

DATE